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PATENT
20695D-001000US
US202.00

On August 30, 2001

TOWNSEND and TOWNSEND and CREW LLP

By: Maisie C. Livengood
Maisie C. Livengood

#12
Suppl Response
D/17k

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Schwarz et al.

Application No.: 09/424,498

Filed: November 24, 1999

For: PHARMACEUTICAL
PREPARATION COMPRISING
vWF PROPEPTIDE

Art Unit: 1653

SUPPLEMENTAL RESPONSE TO
RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Supplemental response is filed further to the Response to Restriction Requirement mailed on August 22, 2001.

The August 22, 2001 response included a traverse of the Restriction Requirement but inadvertently did not indicate which group of claims were nonetheless elected. Thus, this response is submitted to indicate that the Applicants elect the claims of Group I (claims 31-44) with traverse for the reasons set forth in the August 22, 2001 Response.

Respectfully submitted,

Scott L. Ausenhus

Scott L. Ausenhus
Reg. No. 42,271

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200
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DE 7049482 v1

FILE MODE	OPTION	ADDRESS (GROUP)	TTI RESULT	PAGE
261 MEMORY TX		17033084242	OK	P. 5/5

REASON FOR ERROR

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E-3) NO ANSWER

E-2) BUSY
E-4) NO FACSIMILE CONNECTION

Atty Docket No. 20695D-001000US

PTO FAX NO.: 703-308-4242

ATTENTION: Examiner Holly Schnizer, Ph.D.
Art Unit 1653

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER HOLLY SCHNIZER, Ph.D.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Schwarz et al., Serial No. 09/424,498, filed November 24, 1999, for PHARMACEUTICAL PREPARATION COMPRISING vWF PROPEPTIDE is being facsimile transmitted to the Patent and Trademark Office on the date shown below: Transmittal Form; Fee Transmittal; Petition for Extension of Time; Supplemental

**TOWNSEND
and
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CREW**

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Tel 206 467-9600

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Denver

1200 Seventeenth Street
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Tel 303 571-4000
Fax 303-571-4321

FACSIMILE COVER SHEET

Date: October 16, 2001	Client & Matter Number : 20695D-001000US	No. Pages (including this one): 7
To: Examiner Holly Schnizer, Ph.D. Art Unit 1653 U.S. Patent and Trademark Office	At Fax Number: 703-308-0294	Confirmation Phone Number:

From : Scott L. Ausenhus

Message:

Examiner Schnizer:

Attached is a further copy of the Supplemental Response to Restriction Requirement and accompanying forms which were faxed to the Patent Office on August 30, 2001 and which you called about today. It is our understanding that you will file these with the Patent Office.

Thank you for your assistance.

Maisie C. Livengood
Secretary to Scott L. Ausenhus

Original Will:	<input type="checkbox"/> BE SENT BY MAIL	<input type="checkbox"/> BE SENT BY FEDEX/OVERNIGHT COURIER	<input type="checkbox"/> BE SENT BY MESSENGER	<input type="checkbox"/> NOT BE SENT
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DE 7052926 v1

PTO FAX NO.: 703-308-4242

ATTENTION: Examiner Holly Schnizer, Ph.D.
Art Unit 1653

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CERTIFICATION OF FACSIMILE TRANSMISSION

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Number of pages being transmitted, including this page: 5

Dated: August 30, 2001


Maisie C. Livengood

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PTO/SB/21 (08-00)

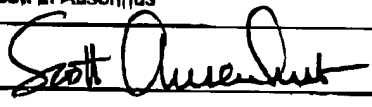
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/424,498	
	Filing Date	November 24, 1999	
	First Named Inventor	Schwarz	
	Group Art Unit	1653	
	Examiner Name	H. Schnitzer	
Total Number of Pages in This Submission	1	Attorney Docket Number	20695D001000

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard Supplemental Response to Restriction Requirement
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm and Individual name	Townsend and Townsend and Crew LLP Scott L. Aussenhus Reg No. 42,271
Signature	
Date	August 30, 2001

CERTIFICATE OF FACSIMILE		
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 308 4242		
Typed or printed name	Malsie C. Livengood	
Signature		Date August 30, 2001

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

Complete if Known

Application Number	08/424,498
Filing Date	November 24, 1999
First Named Inventor	Schwarz
Examiner Name	H. Schnitzer
Group Art Unit	1853
Attorney Docket No.	20886D-001000US

TOTAL AMOUNT OF PAYMENT (\$) 280

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

20-1430

Deposit
Account
Name

Townsend and Townsend and Crew LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES

Total Claims	-20**	=	Extra Claims	x	Fee from below	=	Fee Paid
Independent Claims	-3**	=		x		=	
Multiple Dependent				x		=	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
116	110	216	55	Extension for reply within first month	
118	390	216	185	Extension for reply within second month	
117	630	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,690	228	845	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
128	180	128	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
148	710	248	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	278	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) Extension for reply within second month when first month has been paid previously					280

The Commissioner is authorized to charge any additional fees to the above noted Deposit Account.

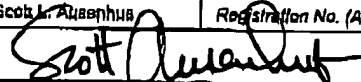
*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)280

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Scott L. Auerbach	Registration No. (Attorney/Agent)	42,271	Telephone	303-671-4000
Signature				Date	August 30, 2001

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